



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 17, 2006

WOOD, HERRON & EVANS, LLP  
2700 CAREW TOWER  
441 VINE STREET  
CINCINNATI, OH 45202  
US

Dear Sir/Madam,

Your refund request for 09878744 in the amount of \$1,270.00 has been denied.

When the fees were charged on 03/14/05 the fees were due for an RCE and an extension filed on 06/04/04 at that time the response were an RCE and an Extension.

Sincerely,

ELEANOR KURTZ  
Technical Center Others  
703 308-9010 x177

## PATENT

I hereby certify that this correspondence is being sent via facsimile to Office Of Finance, Fax No. 571-273-6500, addressed to Commissioner For Patents, P. O. Box 1450, Alexandria, VA 22313-1450

on September 19, 2005

*Mary Ann Buffield* 9-19-2005  
Mary Ann Buffield Date

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial Number: 09/878,744  
Applicant: Andre Valmont LeBlond, James Calvin Pieper,  
Mark Lawrence Stultz, Steven Lohry Klug,  
John Wallace Field and David N. Bloxdorf  
Filed: June 11, 2001  
Title: SNOWPLOW AND MOUNT ASSEMBLY  
Group Art Unit: 3671  
Examiner: Victor D. Batson

Cincinnati, Ohio 45202

September 19, 2005

Commissioner for Patents  
Attn: Office Of Finance  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

REQUEST FOR REFUND

Applicants believe that a refund of fees in the amount of \$1,270.00 is due in the above-captioned patent application and submit this Request For Refund therefor.

On March 14, 2005, the Deposit Account of the undersigned, Deposit Account No. 23-3000, was charged \$950.00 for an extension of time fee, \$770.00 for a Request For Continued Examination (RCE) fee and \$172.00 for an additional independent claim fee. A copy of the Deposit Account Statement for March 2005 is

enclosed, with the particular charges highlighted in yellow. Applicants believe the \$172.00 fee was valid. Applicants believe the \$770.00 RCE fee and the \$950.00 extension of time fee were charged in error.

A non-final Office Action was mailed from the U.S. Patent Office on September 9, 2004. A copy of this Office Action is attached. Form PTOL-326, Office Action Summary, is page two of this Action and the status of the Office Action is clearly marked non-final in Item 2a. Therefore, the Request For Continued Examination (RCE) fee of \$770.00 which was charged to the Applicants cannot be required in response to this Office Action. Applicants therefore request a refund of the \$770.00 RCE fee.

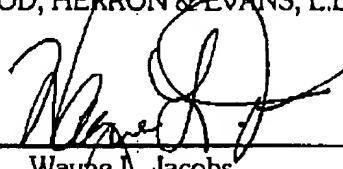
Applicants filed both a Response to the above-mentioned Office Action (copy enclosed) and a 2-month Petition For Extension Of Time (copy enclosed) via facsimile on February 9, 2005. Applicants received an Auto-Reply Facsimile Transmission (copy enclosed) dated February 9, 2005 verifying that the Response had been received by the Patent Office. The 2-month extension of time fee is \$450.00; Applicants were charged \$950.00. Therefore, Applicants request a refund of the \$500.00 overcharge.

In summary, Applicants respectfully request that a refund in the amount of \$1,270.00 be refunded to Deposit Account No. 23-3000 in regard to the above-mentioned overcharges.

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Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By: 

Wayne L. Jacobs  
Reg. No. 35,553

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